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AMENDMENT TRANSMITTAL LETTER

Docket No.
OSTEONICS 3.0-449

Application No.
10/766,789-Conf. #4013

Filing Date
January 27, 2004

Examiner
R.W. Amareld, Jr.

Art Unit
3738

Applicant(s): Michael J. Cusick and Jens Rüber

Invention: APPARATUS FOR ALIGNING AN INSTRUMENT DURING A SURGICAL PROCEDURE

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	50	- 51 =	0	x	0.00
Independent Claims	6	- 6 =	0	x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity

☐ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.


Stephen B. Goldman
Attorney/Agent Reg. No.: 28,512

Dated: May 30, 2006

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: May 30, 2006

Signature: 

(Stephen B. Goldman)

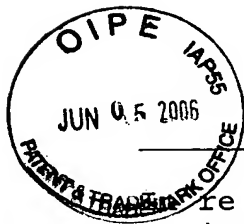
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Dated: May 30, 2006

Signature: _____

(Stephen B. Goldman)

Docket No.:
OSTEONICS 3.0-449
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:
Cusick et al.

Application No.: 10/766,789

Filed: January 27, 2004

For: APPARATUS FOR ALIGNING AN
INSTRUMENT DURING A SURGICAL
PROCEDURE

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: Group Art Unit: 3738
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: Examiner: R.W. Amareld, Jr.
:
:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Official Action mailed November 30, 2005, Applicants submit the following amendments and remarks.